

PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM
MINUTES OF FIRE FIGHTER'S MEETING
JANUARY 12, 2010

The regular meeting of the Tucson **Fire** Public Safety Personnel Retirement System Board was held on Tuesday, January 12, 2010, on the 5th Floor, Finance Conference Room, City of Tucson, City Hall, 255 W. Alameda, Tucson, Arizona. Co-Chair Marion Pickens called the **Fire** Board meeting to order at 9:01 a.m.

1. ROLL CALL

Fire Board Members:

Present:	Marion Pickens	Member
	Curry Hale	Member – arrived at 9:25 a.m.
	Roger Tamietti	Member
	Brian Delfs	Member
Absent/Excused:	Robert Walkup	Chair
Staff Present:	Elizabeth Martinez – Police and Fire Board Secretary	
	Dee Dee Roberts Meech – Board Staff	
	David McEvoy – Police and Fire Board Attorney	
Also Present:	Mike Gurr – Police Board Member	
	J. D. Kragnes – Police Board Member	
	Gary Lynch – Retired Police System Member – left at 9:12 a.m.	
	Patricia Tersey – Retired Police System Member – left at 9:12 a.m.	

2. POLICE CONSENT AGENDA: ITEMS A – J

- A. MINUTES FOR APPROVAL – 11/10/09
- B. PENSION PAYROLL – Deletion of Retirement Benefits for Louis Schuler in the amount of \$2,913.85. Addition of Normal Service Retirement for Sandra Wilson out of DROP in the amount of \$2,540.81. Addition of Permanent Accidental Disability Retirement for Geraldine Ortiz in the amount of \$3,006.60.
- C. NORMAL SERVICE RETIREMENT
Sandra Wilson – Last day worked 12/30/09 – Pension effective 01/01/10

- D. PERMANENT ACCIDENTAL DISABILITY RETIREMENT
Geraldine Ortiz – Last day worked to 11/27/09 – Pension effective 12/01/09
- E. DEFERRED RETIREMENT OPTION PLAN
Shawn Thacker – Election to participate in the DROP 12/31/09
- F. PRE-EMPLOYMENT PHYSICAL REQUIREMENT
DOH: 07/06/09
PSPRS: 10/30/09
Jesus Aguilar Passed Pre-Employment physical
Erik Dahl Passed Pre-Employment physical
Chad Edwards Passed Pre-Employment physical
Jesus Enriquez Passed Pre-Employment physical
Jeffrey Garza Passed Pre-Employment physical
Amado Gonzalez-Ramirez Passed Pre-Employment physical
Joseph Gossett Passed Pre-Employment physical
Meghan Greene Passed Pre-Employment physical
Steven Holden Passed Pre-Employment physical
Lloyd Jones Passed Pre-Employment physical
Brett Kaczynski Passed Pre-Employment physical
Jeffrey Lyons Passed Pre-Employment physical
Stacey Morrison Passed Pre-Employment physical
Graham Newnum Passed Pre-Employment physical
Felix Olivas Passed Pre-Employment physical
Christopher Radcliff Passed Pre-Employment physical
Misti Radcliff Passed Pre-Employment physical
David Schneider Passed Pre-Employment physical
James Scott Passed Pre-Employment physical
Sean Towle Passed Pre-Employment physical
David Westberg Passed Pre-Employment physical
Douglas Wilfert Passed Pre-Employment physical
Travis Williams Passed Pre-Employment physical

DOH: 01/08/09
PSPRS: 07/23/09
Francisco Santa Maria Passed Pre-Employment physical

DOH: 10/04/07
PSPRS: 02/01/08
Randy Quinn Passed Pre-Employment physical
- G. REDEMPTION OF PRIOR SERVICE

Christopher Duenas – Redemption of prior service with the Military

4.000 years of Military service in the amount of \$97,398.00

Duane Enos – Redemption of prior service with Tohono O’Odham Police

1.695 years of prior service in the amount of \$27,031.00

Mark Nisbet – Redemption of prior service with the Military

4.000 years of Military service in the amount of \$96,448.00

Bruce Smith – Redemption of prior service with DOC/Pima County Corrections

3.362 years of prior service in the amount of \$73,000.00

H. EXPENDITURE STATEMENT IN THE AMOUNT OF ***\$1,300.00** FOR AN APPLICATION PHYSICAL for Geraldine Ortiz (\$500.00) and ANNUAL PHYSICALS for James Hartsuck (\$400.00) and Caroline Stover (\$400.00) by Dr. Dennis Thrasher at Sunnyside Medicenter.

I. APPLICATION FOR SEPARATION/REFUND OF CONTRIBUTIONS
Allen Johnson – \$7,590.21 refund of Contributions due to his death on 03/10/09.
Brian Miller - \$28,516.63 refund of Contributions due to his death on 04/18/2009.

J. RETAINER FEE OF \$400 PLUS COSTS-DAVID McEVOY, ATTORNEY FOR DECEMBER AND JANUARY TOTAL \$800.00

The Fire Board requires no action because this is a Police Board item.

3. FIRE CONSENT AGENDA: ITEMS A – G

A. MINUTES FOR APPROVAL – 11/10/09

B. PENSION PAYROLL – Deletion of Retirement Benefits for James Armstrong due to his death on 11/17/09 in the amount of \$5,568.13 and addition of Survivor benefits for Maria Armstrong in the amount of \$4,454.50. Deletion of Retirement Benefits for Bernard J. Oliver in the amount of \$2,874.25 due to his death on 11/28/09 and addition of Survivor benefits for Ruth Oliver in the amount of \$2,379.40.

C. SURVIVOR PENSION
Maria Armstrong – James Passed away 11/17/09 – Pension effective 12/01/09
Ruth Oliver – Bernard Passed away 11/28/09 – Pension effective 12/01/09

D. PRE-EMPLOYMENT PHYSICAL REQUIREMENT

***Correction**

DOH: 07/09/09

PSPRS: 12/12/09

<u>Alexis Anderson</u>	Passed Pre-Employment physical
<u>Ross Bosworth</u>	Passed Pre-Employment physical
<u>Alejandro Contreras</u>	Passed Pre-Employment physical
<u>Jill Framm</u>	Passed Pre-Employment physical
<u>Francisco Granados</u>	Passed Pre-Employment physical
<u>Dwight Jackson</u>	Passed Pre-Employment physical
<u>Ronald Karulski</u>	Passed Pre-Employment physical
<u>Ryan Lim</u>	Passed Pre-Employment physical
<u>Sean McDowell</u>	Passed Pre-Employment physical
<u>Andrew Mendoza</u>	Passed Pre-Employment physical
<u>Tomasz Pitrowski</u>	Passed Pre-Employment physical
<u>Nicholas Ranney</u>	Passed Pre-Employment physical
<u>Hank Rogers</u>	Passed Pre-Employment physical
<u>Andrew Threlkeld</u>	Passed Pre-Employment physical
<u>Andrew Turner</u>	Passed Pre-Employment physical
<u>Jesse Yescas</u>	Passed Pre-Employment physical

E. DEFERRED RETIREMENT OPTION PLAN

Scott Kellner – Election to participate in the DROP 12/31/09

David Ridings – Election to participate in the DROP 12/31/09

F. REDEMPTION OF PRIOR SERVICE

Michael Grinnell – Redemption of prior service with the Military

3.422 years of Military service in the amount of \$59,992.00

Edward Padilla – Redemption of prior service with the Military/Rural Metro

4.000 years of Military/Rural Metro service in the amount of \$63,628.00

G. RETAINER FEE OF \$400 PLUS COSTS-DAVID McEVOY, ATTORNEY
FOR DECEMBER AND JANUARY TOTAL \$800.00

MOTION by Mr. Tamietti seconded by Mr. Delfs, that Fire Board Items A – G are adopted and the appropriate action taken. Motion **CARRIED** by a roll call vote of 3-0. (Mr. Walkup and Mr. Hale absent/excused).

4. **REVIEW OF PERMANENT DISABILITY PENSION EXECUTIVE SESSION**

- Discussion or consideration of records exempt by law from public inspection
**A.R.S. 38-431.03[2] and discussion or consultation for legal advice with
attorney staff A.R.S. 38-431.03 (A [3 & 4])**

Police – Attachments

Patricia Tersey

There was no executive session.

5. REVIEW OF PERMANENT DISABILITY PENSION
Direction regarding Executive Session

Police

Patricia Tersey

The Fire Board requires no action because this is a Police Board item.

6. CONSIDERATION OF RULE 17 – ANNUAL PHYSICAL
EXECUTIVE SESSION Discussion or consideration of records exempt by
law from public inspection A.R.S. 38-431.03[2] and discussion or consultation
for legal advice with attorney staff A.R.S. 38-431.03 (A [3 & 4])

Fire – Attachments

Ealey, Roscoe DOH: 10/29/90 DOR: 01/16/08 LAST PHY: 01/02/08

There was no executive session.

7. CONSIDERATION OF RULE 17 – ANNUAL PHYSICAL
Board Direction Regarding Executive Session

Fire

Roscoe Ealey

MOTION by Mr. Delfs, seconded by Mr. Tamietti that based on the medical evidence presented Mr. Ealey make an appointment with the Board Physician for a review to determine if he is still eligible for an Ordinary Disability Retirement. Motion **CARRIED** unanimously.

8. COMPLIANCE WITH RULE 16 – ANNUAL PHYSICAL

EXECUTIVE SESSION Discussion or consideration of records exempt by law from public inspection A.R.S. 38-431.03[2] and discussion or consultation for legal advice with attorney staff A.R.S. 38-431.03 (A [3 & 4])

Police - Attachments

James Hartsuck

Caroline Stover

There was no executive session.

**9. COMPLIANCE WITH RULE 16 – ANNUAL PHYSICAL
Board Direction Regarding Executive Session**

Police

James Hartsuck

Caroline Stover

The Fire Board requires no action because this is a Police Board item.

10. 2009 ACTUARIAL REPORT

Police & Fire – Attachments

MOTION by Mr. Delfs, seconded by Mr. Tamietti that the 2009 Fire Actuarial report has been reviewed and made part of the record. Motion **CARRIED** unanimously.

11. 2010/11 BUDGET

Police & Fire - Attachments

MOTION by Mr. Tamietti, seconded by Mr. Delfs to approve the Budget for fiscal year 2010/11. Motion **CARRIED** by a roll call vote of 3-0. (Mr. Walkup and Mr. Hale absent/excused.)

12. STATE FIRE MARSHALLS REPORT

Fire – Attachment

It was **DETERMINED** without objection by the Board that the report was complete and requested that staff forward per instruction by the State Fire Marshall's office.

13. AUDITS

Police & Fire - Attachments

MOTION by Mr. Delfs, seconded by Mr. Tamietti that Mr. Roscoe Ealey has complied with the 2009 audit for 2008 income, and has not gone over the financial limit, and he continues to be eligible to receive his benefit. Motion **CARRIED** unanimously.

MOTION by Mr. Delfs, seconded by Mr. Tamietti that Marni Plaster has complied with the 2009 audit for 2008 income, but has gone over the limit so the Board determined to reduce Ms. Plaster's benefit for a 12 month period (February 2010 through and including January 2011) by \$277.87 for 11 months and \$277.97 for 1 month. In February 2011, the Board will return her benefit to the normal pension depending on the 2010 financial audit for her 2009 income and/or if there is a change in legislation which may affect ordinary disability audits. Motion **CARRIED** unanimously.

14. FUND INFORMATION

Police & Fire

Medical Insurance

Ms. Martinez explained to the Board that the City Benefits office routinely directs all phone calls from Police and Fire retirees to our office for assistance with medical insurance. Ms. Martinez went on to say that, she has no training or experience and therefore does not have the ability or knowledge to provide information about the insurance benefits available to retirees.

Mr. Delfs said this Board could be held liable for the information provided by Ms. Martinez. He went on to say that, Ms. Martinez should not be giving information verbally or in writing as it relates to medical/dental benefits. Mr. Delfs suggested that maybe the City could provide some written information or a pamphlet that Ms.

Martinez could supply to retiree's upon request. He added that this Board should draft a written policy about this issue, incorporate it into the policy manual and forward it to the City H/R Director.

Mr. Hale said he was in full agreement adding that the benefits department, especially the benefits manager Anita Hart should be addressing those particular issues. Mr. Hale said he was opposed to giving written information for other people to hand out because as far as he is concerned all answers about benefits should be coming from one particular source, which is the benefits department. Mr. Hale said all benefit inquiries should be referred back to the benefits department.

Mr. Delfs asked Ms. Martinez to capture this information in writing and have it signed by the Board Chairman. Mr. Gurr suggested that Ms. Martinez also include the Board Attorney's response about this matter. Finally, Mr. Delfs said he wanted to afford Ms. Martinez the ability to tell retirees that she has been instructed by the Board not to answer questions about medical benefits.

Local Board Seminar

Ms. Martinez informed the Board that the Southern Arizona PSPRS Local Board Conference Seminar will be held at the Town of Marana Municipal Complex on Thursday, February 4, 2010 from 9:00 a.m. to 4:00 p.m. All board members are invited to attend.

15. ADJOURNMENT: 9:40 a.m.

MOTION by Mr. Tamietti, seconded by Mr. Delfs, to adjourn the Fire Board Meeting. Motion **CARRIED** unanimously.

The next regular meeting of the Tucson Police and Fire Public Safety Personnel Retirement System Boards is scheduled for **9:00 a.m. on Tuesday, February 9, 2010**, in the Finance Department Conference Room, Fifth floor of City Hall, 255 W. Alameda, Tucson, AZ.

Elizabeth Martinez, Board Secretary

Marion Pickens, Co-Chair

**VERBATIM TAPE RECORD ON FILE IN THE TUCSON POLICE AND FIRE
PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM BOARDS' OFFICE
LOCATED AT CITY HALL, FINANCE DEPARTMENT, 1ST FLOOR WEST, 255 W.
ALAMEDA, TUCSON, ARIZONA – AVAILABLE UPON REQUEST.**